

**AUBURN CITY COUNCIL
REGULAR SESSION
July 26, 2004, 6:00 p.m.**

The Regular Session of the Auburn City Council was held in the Council Chamber, City Hall at 1225 Lincoln Way, Auburn, California with Mayor Cheryl Maki presiding and City Clerk Joseph G. R. Labrie recording the minutes.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

Council Members Present: Kathy Sands, Alice Dowdin, Kevin Hanley, Mike Holmes, Mayor Cheryl Maki

Council Members Absent: None

Staff Members Present: City Manager Bob Richardson
City Attorney Charles Wachob
Police Chief Nick Willick
Finance Director Richard Loomis
Interim Public Works Director/ City Engineer Jack Warren
Community Development Director Will Wong
Engineering Division Manager Bernie Schroeder
Associate Planner Reg Murray

**MAYOR'S COMMENDATIONS/PROCLAMATIONS/ACKNOWLEDGEMENTS/
ANNOUNCEMENTS**

Mayor's Commendation: Sierra College Athletics Program
Mayor's Proclamation: Tevis Cup Day, July 31, 2004

AGENDA APPROVAL

Item 12 to immediately follow Item 8 (Public Comment).

CONSENT CALENDAR

1. **Council Minutes**

By **MOTION** approve City Council Minutes of June 28 and July 12, 2004.

2. **Joint Auburn/Placerville SWAT Agreement**

By **RESOLUTION 04-99** approve an agreement between the Auburn Police Department and the Placerville Police Department forming a joint Special Weapons and Tactics Team.

3. **Grayhorse Subdivision Final Map Approval**

By **RESOLUTION 04-100** approve the Final Map for recording and authorize the execution of a Subdivision Agreement for the Grayhorse Subdivision.

4. **Traffic Engineering Consultant Services Agreement for the High Street/Agard/Oakwood Intersection Signal Project**

By **RESOLUTION 04-101** authorize the Director of Public Works to execute a consulting contract between the City of Auburn and KD Anderson Transportation Engineers for engineering services related to the High Street/Agard/Oakwood Intersection Signal Project.

5. **Resolution of Intention to Consider Abandoning a Portion of Right-of-Way for Elm Avenue at 259 and 299 Elm Avenue**

By **RESOLUTION 04-102** declare the City of Auburn's intent to consider abandoning a portion of right-of-way for Elm Avenue described and shown on the attached description and map. In addition the Council hereby sets a public hearing for Monday, August 23, 2004, at 6:00 p.m. in the City Council Chambers to take comment on the proposed abandonment.

6. **Waive Tree Mitigation Requirement for Pohley Tree Permit (File TP 04-10) – 111/119 Summit Street**

Item removed by Council Member Dowdin; follows Consent Calendar

7. **Quarterly Report of Investments**

Receive and file the "Treasurer's Quarterly Investment Report" for the quarter ending June 30, 2004.

***** End of Consent Calendar *****

By **MOTION** approve Consent Calendar as amended. **MOTION:**
Holmes/Sands/Approved 5:0

8. **Waive Tree Mitigation Requirement for Pohley Tree Permit (File TP 04-10) – 111/119 Summit Street**

Council Member Dowdin said this issue should not have been on the Consent Calendar. Waivers should not be automatic, but should be discussed by the Council.

Council Member Hanley said there was a major flaw in the tree ordinance, which allowed for this waiver. The tree ordinance should be revised so that the Council will not appear to favor certain individuals.

The Council did agree on the merits of this waiver.

By **MOTION** waive the tree mitigation requirement associated with Pohley Tree Permit (File TP 04-10) – 111/119 Summit Street. **MOTION: Sands/Dowdin/Approved 5:0**

9. **Public Comment**

Council Member Holmes wondered what happened to the Historic Preservation Ordinance.

Mr. Holmes said he would like the city to participate further in the Leadership Auburn Program and sponsor a city employee.

The Council should take a look at the term of the mayor and how he or she is chosen.

It is incumbent on the City of Auburn to address the homeless issue. Perhaps even develop a policy. That would be a positive step in the attempt to ameliorate this problem.

The social service director of the Salvation Army told the Council that the Salvation Army has been working on developing a ten-year plan to do something about the homeless. She said there are two kinds of homeless: the visible, who are seen in parks, on benches and on the streets and then there are the transitional who are not visible and are sleeping in their cars or staying with friends.

A draft plan has been developed. When the final plan is ready it will be brought before the Council.

Council Member Hanley expressed appreciation to the Fire Departments for their expeditious action dealing with the recent spate of fires.

PUBLIC HEARING

10. Ordinance/Policy to Reduce Air Pollution – First Reading

Police Chief Nick Willick said this ordinance and policy have been modified to suit the needs of the City of Auburn.

Judith Lamare of The Cleaner Air Partnership, a joint project of the American Lung Association of Sacramento-Emigrant Trails and the Sacramento Metropolitan Chamber of Commerce, strongly supports the adoption of the ordinances recommended to the Council.

Terry Davis, representing the 1,600 members of the local Sierra Club, urged the Council to adopt these measures and not water them down. The EPA report TOXIC BEGINNINGS reports that children in the Sacramento region breathe in such large amounts of toxic air contaminants that they will have exceeded acceptable levels by more than 178 times by the age of 18. A child born in the Sacramento valley will be exposed to such high levels of air pollution the EPA's lifetime acceptable exposure to cancer will be exceeded by the time the baby is only 23 days old.

Keith Nesbitt said we should be constantly researching policies and design guidelines that encourage walkable communities.

Council Member Hanley pointed out that, as the population increases, the problem and costs will only get worse.

The Council discussed and passed by voice vote certain clarifying amendments.

By **MOTION** approve the proposed "Engine Idling Ordinance" as amended.
MOTION: Holmes/Dowdin/Approved by voice

First reading by title only by City Attorney Charles Wachob.

By **MOTION** adopt paragraph 1 under **Low Emission Vehicle & Fleet Program** as the policy. **MOTION: Hanley/Dowdin/Approved by voice**

REPORTS

11. Informational Reports from Staff

A. Public Works Director's Monthly Report

Interim Director of Public Works Jack Warren discussed the written report.

B. Police Chief's Quarterly Report

Police Chief Nick Willick talked about the various Department projects, programs and events. He also said the overall crime rate in the City of Auburn had gone up.

12. City Council Committee Reports

Council Member Sands announced that the Downtown Auburn Sunday Night Block Party series will begin in August and last through October.

COUNCIL BUSINESS

13. Public Parking Time Limitation Amendment

This item was discussed immediately following Public Comment.

Police Chief Nick Willick said these modifications would benefit the businesses by encouraging owners and employees to use the parking lots and to not park in front of their businesses.

By **RESOLUTION 04-103** approve time limitation amendments as recommended by the DBA and Traffic Committee to Downtown Public Parking. **MOTION: Holmes/Hanley/Approved 5:0**

14. **Designation of Voting Delegates to League of California Cities
Annual Conference.**

None of the Council Members were planning to attend, so they did not appoint any delegates.

Adjournment at 7:50 p.m.

Cheryl Maki, Mayor

Joseph G.R. Labrie, City Clerk